

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

## MEMORANDUM

JS 6

Case No. CV 10-159 DSF (AJWx) Date 3/26/10Title Juan Carlos Zapata v. Recon Trust Company, N.A., et al.Present: The Honorable DALE S. FISCHER, United States District JudgeDebra Plato Not PresentDeputy Clerk Court Reporter

Attorneys Present for Plaintiffs: Attorneys Present for Defendants:

Not Present Not Present

**Proceedings:** (In Chambers) Order REMANDING Case to Superior Court of California, County of Ventura

Removal jurisdiction in this case was based on the presence of a federal question. Plaintiff's first amended complaint – styled as a “first amended petition” – removes all federal claims from this suit. Plaintiff refers to the Declaratory Judgment Act, 28 U.S.C. § 2201, but this is not an independent ground for federal jurisdiction. See Vaden v. Discover Bank, 129 S.Ct. 1262, 1278 n.19 (2009).

As this matter is in a very early stage, the Court declines supplemental jurisdiction over the remaining state law issues. See 28 U.S.C. § 1337(c)(3). The case is REMANDED to the Superior Court of California, County of Ventura.

IT IS SO ORDERED.